

Northwest Atlantic



Fisheries Organization

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**Article 13 of the Conservation and Enforcement Measures
(Chartering arrangements)**

This Article shall read as follows:

1. A Contracting Party may utilise partly or wholly quota and fishing days allocated to that Party under Annex I by way of a chartering arrangement with a fishing vessel flying the flag of another Contracting Party and notified in accordance with Article 14. Such chartering arrangement must be subject to the consent of the flag State Contracting Party.
2. The chartering Contracting Party shall limit such chartering arrangements to one fishing vessel per flag state of the chartering Contracting Party per year and for a limited duration not exceeding 6 months.
3. For the purpose of this Article the chartering Contracting Party means the Contracting Party to which the quota and fishing days have been allocated pursuant to Annex 1. The flag state Contracting Party means the Contracting Party in which the chartered vessel is registered.
4. Chartering arrangements involving vessels identified as having been involved in IUU fishing activities pursuant to Chapter VI shall not be permitted.
5. The relevant flag State Contracting Party is responsible for ensuring that the vessel complies with the requirements of these Conservation and Enforcement Measures. This does not nullify the obligations under Chapter I of the chartering Contracting Party to which the quota and fishing days have been allocated originally.
6. When operating under chartering arrangements, the chartered vessels shall not be authorised at the same time to utilize the quota or fishing days of the flag State Contracting Party. The vessel shall not be authorised to fish under more than one chartering arrangement at the same time. Any transshipment at sea shall be previously authorised by the chartering flag state Contracting Party and shall be carried out under the supervision of an observer on board.
7. Chartering Contracting Parties intending to have recourse to such chartering arrangements shall notify prior to commencement of the chartering arrangement the following information to the Executive Secretary:
 - a) the name and registration of the chartered vessel and the relevant flag Contracting Party;

- b) previous name(s) and flag state(s) of the vessel, if any;
 - c) the name and address of the owner(s) and operators of the vessel;
 - d) a copy of the chartering and the fishing licence issued by the chartering Contracting Party;
 - e) the fishing possibilities concerned;
 - f) the date as from which the vessel is authorised to commence fishing on these fishing possibilities; and
 - g) the duration of the chartering arrangement.
8. The relevant flag State Contracting Party shall notify in writing its consent to the Executive Secretary.
 9. The Executive Secretary shall verify upon receipt of all required documentation that the chartering arrangements fulfill the conditions referred to in paragraphs 2 and 4. The Executive Secretary shall then circulate this documentation without delay to Contracting Parties, indicating the date at which the chartering arrangement becomes effective.
 10. Both the chartering Contracting Party and the flag State Contracting Party shall inform the Executive Secretary of the termination of the chartering arrangement and the beginning and ending of fishing operations under it.
 11. All catches and by-catches from notified chartering arrangements shall be recorded by the relevant chartering and flag State Contracting Party separate from other national catch data recorded pursuant to Article 18. They shall be reported to the Contracting Party to which the fishing possibilities have been allocated and to the Executive Secretary, separately from other national catch data pursuant to Article 19. The Executive Secretary shall add these catches to the catch statistics of the Contracting Party to which the fishing possibilities were originally allocated.
 12. The chartering Contracting Party shall report to the Executive Secretary by 1 July each year, and for the previous calendar year, all relevant information concerning the implementation of chartering arrangements notified under this Article, including information on catches taken and fishing effort deployed by the chartered vessel.
 13. The Executive Secretary shall by 15 August each year submit a report to the Fisheries Commission providing an overview of chartering arrangements and their compliance with the provisions of this Article. The Fisheries Commission shall, on the basis of this report, review compliance with the provisions of this Article at each Annual Meeting.